

"IN MODERATION PLACING ALL MY GLORY. WHILE TORIES CALL ME WHIG—AND WHIGS A TORY.

VOL. XXI.

FRIDAY, APRIL 10, 1846.

No. 2781.

### CASH TERMS FOR ADVERTISEMENTS

**CASH TERMS FOR ADVERTISEMENTS.**  
For one inch and under, Three Shillings, and One Shilling for every additional inch for each insertion.

"THE EVENING MORNING HERALD" is Published every Morning (Sundays excepted); and the Quarters and the 31st March, 30th June, 30th September, and 31st December; at which periods ONLY can Subscribers decline by giving Notice, and paying the amount due to the end of the Current Quarter. ADVERTISEMENTS must specify the time of them the number of times they are intended to be inserted, or they will be continued till countermanded, and charged to the party. No advertisements can be withdrawn after Eleven o'clock, a.m., but new ones will be received until Nine o'clock in the Evening. No verbal communications can be attended to, and all letters must be post-paid, or they will not be taken in.

the end of April.  
For freight or passage, having three poop  
boats disengaged, apply to the Captain on  
board; or, to  
**BUCHANAN AND CO.**

James Dalton .....	0 5
5913	£190 7

patients, that he has Removed to the House in Lyons-terrace, lately occupied by Mr. Robert Ramsay, senior. 68

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**THE KING GOVERNOR.**—The "intelligence," which came from our contemporaries alleged to have been received, that Sir C. Fitzroy had taken his passage in the *Royal Sovereign*, is pure nonsense. His Excellency had not arrived in England, and the vessel he was expected to sail in, the *Albatross*, had not yet been ordered. Sir G. Gipps had taken his passage in the *Lloyd's*, is equally without foundation.

**MR. JUSTICE WILLIAMS.** It will be said, and indeed that a large number of the Sydney press, Melbourne press, and the London press, since, to the effect that the Privy Council had given a decree in favour of Mr. Williams, on his appeal to that body in the matter of his removal from office. The London papers about the matter referred to and have not been able to do any notice of the case having been heard; but in our files for the early part of November we can see quite perfectly that the case was heard, and the case may be reported in one of the absent papers.

Should any of our readers have a paper containing the report referred to, we will feel obliged by the loan of it.

**THE CASE.**—On Friday, 11th inst., Mr. Justice Milnes Stephen, fifth son of the late Sir John Stephen, and recently Colonial Secretary and Acting Governor of South Australia, was called to the bar.

**THE CASE.**—Mr. J. Lewis Loon, accompanied by Mr. J. Levien, was driving into town on Wednesday last, on the New South Wales Road, the horses started at a female, who suddenly presented herself in the way of the vehicle, and the driver, in a moment of confusion, was immediately arrested.

The pig itself was literally smashed to pieces, and both gentlemen were thrown down, and considerable force; but by great good fortune sustained no further injury than a few scratches.

**CHARGE AGAINST A CONSTABLE.**—On Tuesday last, a WARRANT was taken out by a RURAL CONSTABLE, residing at Pyrmont, against William Nugent, an off-duty constable of the Pyrmont district, charging him with assault under very aggravated circumstances. It appeared that on Monday afternoon Nugent quarrelled with his wife, he being at the time in a state of great intoxication, and was drunk. A number of his neighbours around heard them quarrel, and finally the sound of fire-arms, when they saw the wife run out of the house. Some persons happened to be in the street at the time, and saw the constable, who was stationed at Pyrmont, who, on his arrival at the house applied for admission. He then looked through the window, and saw Nugent priming a pistol which he had just fired, and, thinking that he was about to shoot him, he fell down. Nugent, thinking no time was to be lost, forced open the door, and with the assistance of Hockens and others took the pistol from him, though not until he had been severely injured by the blow. It was then that when Nugent first came out he was assaulted by Nugent, who presented the pistol at him, and swore he would shoot him. Two witnesses denied that he would present the pistol at him, and Hockens, although he admitted that he saw him in his hand, and threatened to shoot at him, did not see him. When Nugent took the pistol from him, he saw the marks of holes in the door of the house, which seemed as if they had been recently caused by pistol bullets. Mr. Nichols, who appeared for the defendant, urged that no offence could be proved, and that the case was proved, and cited a decision of Lord Alington, in which it was laid down it was necessary, to constitute an assault, that the pistol should be aimed at the person, and that the defendant should be in a position to use it. The Bench, after considering the evidence, decided in favour of the defendant, and they thought there was *prima facie* evidence of a violent assault, and should therefore commit Nugent to take his trial; but should allow him to himself in £40 and two sureties of £30 each.

**REMARKS.**—On Wednesday night, some persons entered the Bishop's Office, at the corner of King and Macquarie streets, by means of a key, and stole a number of books, and some of the books were of great value. They then found the key of the iron chest containing a book case, and having unlocked it, they found a number of cheques and a gold seal, and a number of other articles. The value of the books, and the cheques have all been reported.

**THE CASE.**—THURSDAY.—There were seven defendants on the list this morning—two of whom were charged with the same offence as the others, and two were charged with the same offence as the others, and two were charged with the same offence as the others. The first case was a charge of assault, and the second case was a charge of assault. The third case was a charge of assault, and the fourth case was a charge of assault. The fifth case was a charge of assault, and the sixth case was a charge of assault. The seventh case was a charge of assault, and the eighth case was a charge of assault.

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During the race, and also found on his neck his handkerchief, and also with him, the stolen blankets. Savage avowed, that he had found the property, and cross-questioned Williams as to whether the articles had not been put on a table, and that he had dropped, alleging he was too drunk at the time to be able to steal; but as the blankets were found to be tied up with a piece of cord similar to the description employed in fastening the booth, and there was no other person near the table, and as Williams believed, although he would not swear to it, to be one of those used at the course by his master.

Bench intimated, circumstances were sufficiently strong to warrant the commitment, which he replied, "he certainly had not stolen the articles, but if suspicion was so strong, he supposed he must put up with it."

**UNIVERSITY PRICE—ENGLISH NEWSPAPERS.**—(Continued.) Complaint is again being made at the delay that has occurred in the delivery of the newspapers of the late mail. Up to Wednesday morning, although the mail had been for papers addressed to His Excellency, not a single one had reached here. There is by no means a solitary instance of delay with respect to Parramatta. Several papers by the late mail had been delivered here until the eighth and ninth days after the arrival of the Packet.

**WINNIE-SOB.**

**COMMUNAL POOR RAMP.**—At the Police Office on Saturday, the 4th instant, Robert Jones stood charged with aiding in a rape committed in January last, at Wilberforce.

At the same time, at the Flour Mill of Mr. John M'Donald, of Pitt Town, was clandestinely entered, and ten bushels of wheat stolen. A warrant was applied for and granted the police office on Saturday, and on its authority, on Tuesday, the 6th instant, the man was taken into custody, and brought before the Bench, on Tuesday, on suspicion; but remanded until next Saturday.

**HER EXCELLENCY THE GOVERNOR.**—On Tuesday, His Excellency was taken quite by surprise, at the sudden visit of His Excellency the Governor, to Windsor. His Excellency has only been once in our town (which was during the first year of his government), until the present occasion, and he has been in the colony, such a lapse of time having taken place since then, and the expiration of His Excellency's administration being so near at hand, the people were really thought that they were not likely to be ever again visited by Her Majesty's present representative in this colony. About eleven o'clock the morning of Tuesday, His Excellency Governor Sir Gordon, arrived in the city, in a carriage and four, at Coffee's Hotel, where they alighted and partook of a slight refreshment. His Excellency, accompanied by Mr. Parker, Frisby, Secretary, and Mr. Abbott, then proceeded, as their first object, to the Court House, adding Mr. Gordon, Clerk of the Bench, to his suite. His Excellency's next visit was to the Hawkesbury Benevolent Society's Asylum and Hospital; Dr. Stewart, the Surgeon, accompanied him, and he was introduced to His Excellency, and gave information as to the affairs and management of the two institutions, and to all the interrogatories of His Excellency, Dr. Stewart returned most satisfactory answers, and he was much pleased with the general good order and cleanliness of the establishment, and passed a high compliment to the Committee of Management, and then proceeded to visit the Asylum, where he was accompanied by the Rev. Mr. Cadell's brother, at which he expressed his great astonishment, on seeing the extensiveness of the establishment. His Excellency remarked that he never thought that any business on so large a scale could be carried on with so much assistance from Sydney, and ascertained that the Sydney breweries were not near so large. What with the immense building, the engine for sawing wafer, and the sewing machine, is there, and the large number of gentlemen, His Excellency, having now visited most of the public places in town, bent his way to his hotel, for lunch, and arrived there at half-past one. He was then accompanied to the residence of several gentlemen. The four gentlemen, who had the honour of partaking of a collation with His Excellency.—William Cox, Esq., J.P., Dr. Whitaker, J.P., Rev. W. Stiles, Dr. Stewart, and Mr. Cadell, were afterwards accompanied by the gentlemen present took leave of His Excellency, who after seeing one or two other parties, took his (perhaps final) departure for the second time from the good town of Windsor, and he was accompanied to the train, and we believe with a determination of revisiting us ere he leave the colony for England.

**ODD FELLOWS' FESTIVAL.**—Tuesday being the anniversary of the opening of the Royal Prince of Wales' Theatre, the Imperial Order of Odd Fellows of the Manchester Unity, it was arranged among the fraternity that the same should be commemorated. Accordingly, a large number of the Odd Fellows, a procession, consisting of the resident members, numbering about thirty, after first initiating several candidates into the mystery of the Order), formed on Tuesday last at about eleven o'clock, and proceeded from whence about eleven o'clock they moved, with banners flying, accompanied by all the paraphernalia of the Order, and preceded by a corps of St. Patrick's Band, to St. Matthew's Church, where they were met and welcomed by the Rev. Mr. Eden, of Richmond; after which the Rev. gentleman preached an appropriate sermon, taking for his text the 10th verse of the 1st chapter of Luke:—"And as unto you many will say, 'Blessed are the fathers of the mammon of unrighteousness, that when ye fail they may receive you into everlasting habitations.'" At the conclusion of the sermon, a collection was made on behalf of the funds of the Hawkesbury Benevolent Society, when the handsome sum of £411s. 9d. was collected. On leaving the Church the procession formed in the same order as before, and proceeded along the main road, and down Macquarie-street, and round again to the Lodge at Mr. Charles Dalry's Lane Dow, Lower George-street. At 6 o'clock about forty gentlemen, consisting of the majority of the members of the Order, were invited to a most excellent dinner, provided by Brother Thompson, and of the Macquarie Inn, at which great hilarity and harmony prevailed, and some excellent music was performed, and the company did not separate until a late hour.

**RICHMOND.**

**A QUARTERLY MEETING** of the members of the Hawkesbury Nepean Branch of the Lay Association was held in the School-house here on Wednesday. The chair was taken by Mr. R. C. Leithbridge, and after prayer, the Rev. Mr. Leithbridge, and after the Parish, Windsor, and Pitt Town districts, made reports of the proceedings of their various Committees. The business transacted was entirely confined to matters of detail, and presented no particular feature of importance.

**MAITLAND QUARTER SESSIONS.**

**ABSTRACTS.**—**THE CHIEF CLERK.**—**REPUTED THE CHIEF CLERK.** assisted by the Magistrates—**R. DENLOP, Esq., H. SCOTT, Esq., W. F. GORDON, Esq., J. A. SMITH, Esq., and E. D. DAVY, Esq.**

**THE CHIEF CLERK.**—**REPUTED THE CHIEF CLERK.** present were, Thomas Callaghan, Esq., Crown Prosecutor, and Messrs. Holroyd, and Dowling.

**MONDAY, APRIL 6.**

**Mary Kelly**, free by servitude, for larceny; guilty; sentenced to twelve months in the Female Factory, with hard labour.

**Mary Ann Kinkela**, free, stealing £26; not guilty; discharged.

**Sarah Ann Kinkela**, free by servitude, for stealing £7s. 6d.; guilty; sentenced to twelve months in the Female Factory, with hard labour.

**William Hambley**, holding a ticket-of-leave, for larceny; not guilty; discharged.

**William Gordon**, free, for an assault on the last named prisoner; guilty; fined one shilling and discharged.

**James Dalry**, free by servitude, for stealing £100; not guilty; sentenced to be worked in iron for two years.

*George Walters*, free by servitude, for stealing a watch, & guilty; sentenced to be worked in irons for three months.

*Patrick M'Dermott*, free by servitude, and *John Cook*, free, for larceny; not guilty; discharged.

TUESDAY.

Before the Chairman, *DAVID DENLOP*, Esq., H. SCOTT, Esq., E. D. DAY, Esq., and A. LANG, Esq.

*Robert Clifford*, free, for larceny; guilty; sentenced to three months in Newcastle Gaol, with hard labour.

*Joseph Osburn*, free by servitude, for larceny, acquitted under the direction of the Court, on the 7th March last, as the prisoner was insane; but retained in custody for protection.

*William Healey*, for assaulting Patrick Buckley; guilty; sentenced to twenty-four hours imprisonment, the prisoner having already been kept in confinement for three months.

*John Roberts*, free, for stealing a coat; guilty; sentenced to be worked in irons for twelve months.

*James Cunningham*, free, for stealing a coat and shirt, pleaded guilty; sentenced to be worked in irons for fourteen months.

*James Nicholson*, indicted for having, at Broom Creek, on the 7th March last, committed by cutting and maiming, one Edward Rivington; a second count laid the offence as with intent to disfigure; a third count, as with intent to disable; and a fourth count as with intent to do him bodily harm; not guilty.

Mr. HOLBORN appeared for the prosecution.

The Jury found the prisoner guilty on the fourth count; and he was sentenced to six months imprisonment in Newcastle Gaol, with hard labour.

*Thomas Page*, free, for having, on the 7th February last, unlawfully rescued 400 sheep, which had been seized for the purpose of being sold for the benefit of the poor, was acquitted.

Mr. ISAAC GORRIK, on whose land the said sheep had trespassed.

The PROSECUTOR appeared for the defence.

The DEFENDANT rented 900 acres of land from Mr. GORRIK, and he had been told that he believed it was on this land that the sheep had trespassed; but he would not swear that it was actually the right land, as he had not been there.

For the defence two witnesses were called, one a Commissioner of Crown Lands and Surveyor for the district, who deposed that the land occupied by Brown, as agent for GORRIK, was not the land that lay down the river than that licensed by GORRIK. The Jury found a verdict of not guilty, and the prisoner was discharged.

The Court adjourned till Wednesday morning.

MUSWELLBROOK.

MONDAY last, having been the day appointed by Mr. WINDEYER for meeting his constituents at the Court House, he was met there by a large number about ten o'clock on the morning of that day, from Jerry's Plains. At noon he proceeded to the Court House, which was filled with his friends and supporters, all of them ready to receive of their popular representative and to receive out of his own mouth the report of his conduct during the last session of the Legislative Council.

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Mr. WINDEYER, J.P., was unanimously called to the chair, who opened the proceedings in the usual form, and concluded by calling upon Mr. Windeyer to address the meeting.

Mr. WINDEYER, in a lengthened and luminous speech, presented, and then entered into a discussion which had occurred in Council in the course of the expired session, he accounted very minutely and satisfactorily for the part he had taken in the deliberations and vote of that body; but Captain Scott for his remarks have appeared in the reports of his address in other localities, we deem it unnecessary to go into a recapitulation of them here.

During his address Mr. Windeyer was repeatedly and enthusiastically applauded, and when he had concluded, it was moved by Mr. THOMAS KERR, and seconded by J. H. BROWN, that the thanks of the meeting be entertained by all present of the consistent and independent manner in which the honourable member for Durham had discharged his trust be communicated to that gentleman, and that vote of that body; but Captain Scott for his remarks have appeared in the reports of his address in other localities, we deem it unnecessary to go into a recapitulation of them here.

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Mr. WINDEYER returned thanks.

Captain Scott then gracefully vacated the chair. It was assumed by William Cox, Esq., J.P., on the motion of Dr. WINTER, seconded by R. WINDEYER, Esq., the thanks of the meeting be communicated to that gentleman, and that vote of that body; but Captain Scott for his remarks have appeared in the reports of his address in other localities, we deem it unnecessary to go into a recapitulation of them here.

In the evening a public entertainment was given to our excellent member, by the gentlemen of the County, at the grand ball-room of the Royal Hotel, which was brilliantly lighted on the occasion, and the proportions and arrangements of which rendered it peculiarly fitting for such an assemblage as had met on that night, and six o'clock about seventy sat down to a sumptuous repast.

Captain Scott presided on the occasion, and Dr. WINTER officiated as vice chairman.

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**BATHURST.**

**MCKEITH'S MILL.**—In a very few weeks this mill will, it is probable, be going, all the necessary machinery has reached Bathurst, and the engineer and two assistants are expected to arrive to-day, and have been actively employed; and it is fully expected that in about four weeks from this time they will be able to get the steam up.

**MAIL ROBBER.**—Nowlan alias Cashier, convicted at our late assays of mail robbery, and sentenced to transportation for life, was, on Monday, the 30th ultimo, forwarded from hence under escort and two assistants to the following Wednesday, about sundown, the party arrived at the Weather-boarded Hut, when the prisoner was secured in the lock-up there; during the evening or night he made some excuse, that indicated the wish to be allowed to open the door, when Nowlan immediately pitched in to the latter, knovien him down, and made his escape; and we expect shortly to have to report some more of the doings of this worthy. Active pursuit was immediately made, but up to the time of our writing no tidings of his apprehension has reached Bathurst.

**GENEAL MAGISTRATE.**—We regret much to announce that the worthy Colonel has been confined to his room for several weeks past, and are sorry to add that he is considered to be dangerously ill.

**THE WEATHER.**—Since the last thunder-storm, which was a very dry, not a sprinkling of rain; and even should it be so, it would be of little service to the herbage, as the night frosts have already set in; the prospects to the graziers for the approaching winter are dreary and very unpromising. For several days the evenings, nights, and mornings, have been very cold, and the result of this sudden transition from the previous extreme heat, has been the death of many adults and children have been afflicted with severe cold and coughs.

**ORIGINAL CORRESPONDENCE.**

**LIGHTING THE CITY.**

To the Editors of the *Sydney Morning Herald*.

GENTLEMEN,—Although I do not stand forward as Advocate-General for the Gas Company, yet my love of fair play induces me to say a few words with reference to the letter of Mr. Green, published in your journal of yesterday.

Lengthy as that communication is, it appears to me, assuming its data to be correct, to disclose little more than the fact, that in England from four to five towns in which the charges for lighting the streets, with the exception of those proposed for lighting the streets of Sydney, are—Liverpool (with 1700 lamps), £6; Halifax, £9 11s.; Bradford, £8; and Whitby, £9 4s.; the number of Sydney charge being £3 10s., and the number of lamps only 150.

To use the words of your correspondent, "my information is derived from authentic sources."

I am, gentlemen,  
Your obedient servant,  
A. RATE-PAYER.

April 9.

To the Editors of the *Sydney Morning Herald*.

GENTLEMEN,—With reference to a letter from Mr. Boyd, in your *Illustration*, in which allusion is made to the distress with which the natives of India brought by the *Oracell*, and intimating that they had been turned aside to beg in the street.

I wish to observe, that such is by no means the case, that the distressed condition alluded to need never have existed, had not the people in question been tampered with, and ill advised shortly after their arrival, in consequence of their being told that they were to be allotted to them—unless tribute the amount of wages stipulated for was given them.

That there is not the least cause for their begging in the street, beyond their own choice, prompted probably by the advice of interested parties, who have been induced here for them whenever they think proper to return to their duty. And finally that those deplorable tales of distress and attendant displays of humanity, would have been better informed on the public hand the police interfere to enforce fulfilment of a contract, which in the opinion of most men acquainted with the character and habits of East Indians, is not only perfectly fair, but rather liberal than otherwise.

R. TOWNS.

April 9.

To the Editors of the *Sydney Morning Herald*.

GENTLEMEN,—Observing several errors in your report of the evidence given by the late convict of Duncan Clarke, charged with the murder of his step father, at Tannabutta, I shall, in justice to myself, endeavour to correct them, and appears now to be labouring under the same mistaken impression.

My evidence, as given in the *Illustration*, mentioned had you published Mr. Manning's remarks, which ought to have cleared me from such unfounded animadversions arising from a wilful misunderstanding of the nature of my evidence, and the facts of the case generally. On referring to your report, I find I am stated to have said that "I found wounds on the right or left ear, and another wound over the right or left temple, I cannot recollect which." Had my evidence been correct, as I deposed, I certainly should not have expected much mercy from the learned barrister, but it was not so. I swore to there having been a bruise on the right side of the head, attended with rupture of the right ear, and another on the right side of the head, and referred to the *post mortem* examination taken at the time of the occurrence; as to the existence, or non-existence of a wound on the right ear, being anxious not to swear to the negative, I refused to do so in form. But it seems such reference was not in form, and Mr. L., who appeared to have understood a previous witness to have said that he saw the blow struck on the left side of the head (although by the deposition he ought to have been well aware that the blow seen was said to have struck on the right side), in advantage of my unwillingness to swear to the negative, made his comments. With regard to the learned gentleman's handling the axe-handle, I beg to differ from you, for notwithstanding that I deposed to the fact of the axe-handle being misapplied was used by him, I still maintain I could not swear it was more probable a blow would be struck with the edge or back, for any person at all conversant with the matter must be able to judge of the manner in which to enable a person to strike two ways, and would be very awkwardly held to do otherwise. I therefore submit it was right in not giving my opinion as to the chances were equal. I must not be alluded to the evidence of Mr. McCall's evidence, in which there is also an error, evidently arising from introducing the word *ouch*. The meaning conveyed by Dr. McCall's words is, that he saw the blow struck on the right side, falling on an iron nail; of this fact I was not asked, and should think myself unfit to practice if not; but there is a material difference between fractures, and I again give my opinion that a fracture of the skull, and a fracture of the skull, that is to say a comminuted fracture of the temporal and parietal bones, without external wound, could not have taken place from an injury of the right ear, or even, even if such pot were on its side, and was also impossible, the pot being on its feet.

I think, then, gentlemen, I have shown; first, my evidence was not vague or careless; secondly, Mr. Lowe's strictures were unavailing; and thirdly, that I should not swear to any thing but a certainty.

Fearing to trespass further on your time, I shall close my remarks by requesting your insertion of them, and have no doubt from your known moderation and sense of equal justice, my request will be complied with.

And beg to subscribe myself, gentlemen,  
Your obedient servant,  
W. KING, M.D.

Mudgee, April 4th, 1846.

ENGLISH EXTRACTS.

MR. WALLACE'S NEW OPERA OF  
"MARIANA."  
(From the *Illustrated Americanist*.)

Our Drury was crowded almost to suffocation on Saturday night, by a host of eager people curious to know if another English composer of genius was to be hailed, or whether his claims were to be treated as mere pretensions. The libretto of the new opera is founded upon the very popular drama of *Don Cesar de Baeza*, and Mr. Pittsball, in throwing the plot into a new shape, has adhered pretty closely to the original. Mr. Wallace, as the composer, hitherto untried in the more daring flights of operatic composition, is well known as a clever composer, as well as a player on the violin, and his music is generally extended however, in the United States, and other regions of the New World, whilst in Germany he is most favourably known as a player of the band on this occasion was led by Mr. Wallace, and he was splendidly cheered by the audience on his taking his seat. Mr. Wallace, in his vesture, has followed the example of preceding composers, in making his overture a force in the drama of the opera. The most perfect specimen of this kind of writing is, perhaps that to *Somnambula*. A perfect overture should lie at the feet of the succeeding piece, as a delicious shadow does before the sun. It should be a prelude, and not a preface, in a word; nothing should be made out, yet everything should be there. In judging the overture to *Mariana*, we can scarcely say that it is a prelude to the drama, for the composer has given us a high standard of what is to come is true, but he has done so by joining together detached portions of the different arias, and a certain rambling effect is the result. It is a prelude, and not a preface, however, that it possesses merit, and the learned in music will find some good writing in it. The opening chorus, "Sing, pretty maiden," claims no particular mention, but it is an interesting introduction, sung by Miss Knight," full of the colour of Spanish music. The song was sung by Miss Romero, as Mariana, with much applause. It struck us that the overture was prohibited in this air, and especially in the entrance of Mariana. The responses were managed, "The Harp in the Air," followed, a delicious song, most plausibly sung by Mariana, to a harp accompaniment. The song was a duet, and was exceedingly common-place in character, and consisted of a few chanting notes, rising and falling after the usual fashion. The first duet we come to is, "Oh, fair wand hand! I the love of thee, which Phillis the Greek loved." Don Jose, accompanied Miss Romero with charming effect. The latter verses beginning, "Deems be as others oft have done," is a very pretty composition, but we have no doubt it will be a great favourite in the drawing-room.

The cavatina—

All the world over,  
To drink,  
To drink,  
To drink,  
To drink,

introduced Harrison as Don Cesar. The beginning of this rollicking song is admirable, but the latter part of it is not so well sustained. Harrison's thin voice does not half fill it, and the overture is a very poor specimen of the character of the reckless, gallant Don. None of the niceties of the chivalrous gentleman are brought out and he makes nothing of it, but a vulgar bully. The music of the dramatic music, however, is never, is so rare, that we must not complain too much on this point. The whole arrangement of the fortune-telling scene is dramatic and effective, and the music is a very good specimen of the character of the opera. The choruses are managed with great art, and the effect of mocking, laughter, and stentation, are given most vividly by them, as one or another of the chorus sings, "The Harp in the Air," by the gipsy. A Spanish feeling, highly in accordance with the scene, pervades the music. The second act introduces us to a charming aria, "Alas! those chimera so sweetly pealing," a very interesting introduction, sung by Miss Poole, as Lazzarillo, with the most beautiful effect. The quality of this young lady's voice has not, we think, been sufficiently noticed; it is a very fine voice, and we are sure the heart, and her intonation is most perfect. The audience were most unanimous in an encore, and it was thoroughly deserved. The music-sellers might publish this at once, for it will be a great favourite in the drawing-room. The chorus is not for its originality. We think Mr. Wallace shows most skill in the composition of his concerted pieces, most of which are admirable. "Turn on, old time, thine hour glass," a trio, sung by Don Cesar, Miss Romero, and Harrison, was applauded most vociferously, and received a well deserved encore. The three voices in this piece were mingled with more effect than any other piece in the opera. Harrison's second aria, "The Harp in the Air," is a very fine piece, in which the action is very telling, although meant to be very martial. The gods applauded, and it was well calculated to excite the audience. The chorus cannot say much either to the drinking scene with the soldiers, "Banish gloom and sorrow." Mr. Dorrani, who plays the King, sang a pretty melody encore. "Hear me, my friends, my friends," a very fine piece, in which the action is very telling, although meant to be very martial. The gods applauded, and it was well calculated to excite the audience. The chorus cannot say much either to the drinking scene with the soldiers, "Banish gloom and sorrow." Mr. Dorrani, who plays the King, sang a pretty melody encore. "Hear me, my friends, my friends," a very fine piece, in which the action is very telling, although meant to be very martial. The gods applauded, and it was well calculated to excite the audience. 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# NOTICES OF SHIPS BY BIRDS.

*(From the Nautical Magazine.)*  
The following letter from Mr. Peacock, an intelligent officer of the Pacific Steam Navigation Company, and formerly of the Royal Navy, will suggest an amusement to our readers, which may prove more useful in a commercial point of view, than that of throwing bottles overboard has been in a nautical one. The use of birds in carrying despatches we all know is a very ancient practice, and has been employed with much success. We heard of even a race the other day between the same kind of birds of a different breed, that confirmed the wonderful power of these creatures in finding their homes from the distance of 25 miles at the rate of about a mile per minute. And not many weeks ago an account appeared in the papers of a bird arriving from Iceland, the famed Guano depot on the coast of Africa, at the enormous distance of 4600 miles. The paper is reported to have carried, alluded to two others sent off at the same time; but, as these have not been heard of, the statement requires confirmation. The account, however, sent us by Mr. Peacock is interesting in so far as it gives a practical proof of the approach of a vessel being accidentally announced at the very port of her destination nine days before she arrived there, and from a distance of about 2000 miles. The amusement of thus sending off birds with such notices may be productive of benefit to trade; but while we point it out for the adoption of our nautical readers, we hope that we shall not be the means of bringing down a crew of cruelly trained birds, whose powers of usefulness alone entitle them to kind treatment.

"Pacific Steam Navigation Company's vessel Chili,"  
Sailed, June 23, 1845.  
"Sir, I do myself the pleasure of forwarding, for insertion in the Nautical, the following remarkable circumstance of a vessel being reported by a Cape pigeon, nine days before her arrival at this port; I have minutely investigated the facts, and, however extraordinary they may appear, they are no more strange than true.

"On the 25th of May last, Captain Farley, of the *Ann Belvidere*, lying in the port of Iquique (105 miles to the south of this), observed a Cape pigeon flying about the bay with a piece of wood dangling from its neck, and sent the mate after it, who succeeded in capturing it by a blow with an oar without killing it, and having taken off the piece of wood, on one side of which was written, 'Brig Cumma, I. Hoodless, Comdr., Lat. 58° S., Long. 68° W.," and on the reverse side, 'Allow the bearer to pass, May, 1845.' The bird was set at liberty again, in conformity with the request written on the billet.

"Captain Farley, in writing to his consignees this port, mentioned the circumstance, not knowing that the *Cumma* was actually bound to Arica, and Captain Hoodless, as may be supposed was much astonished to find on his arrival nine days after the pigeon, that the messenger had actually brought a direction in his flight. The piece of wood was given to me in Iquique to take down to Arica, and Captain H. immediately recognized it as the same which he had fastened to the neck of a Cape pigeon at Cape Horn on the 5th of May, an entry of the circumstance having been made in the ship's log on that day by the mate. The inscriptions were written in ink on the soft fir, and afterwards inked over so that they had not suffered in the least from exposure to the weather. I believe it is Captain Farley's intention to present this interesting billet to the Naval and Military Museum. It is a pity that the bird itself does not accompany it; although, doubtless, there will be specimens in the Museum to suspend it to.

"I should strongly recommend to all commanders of vessels of war, and of all sailing ships, to keep a pair of these birds on board. Cape pigeons, from the parallels of 20° to 60° south they abound, and may be caught at any hour of the day or night required, by simply towing a piece of twine with a cork at the end of it, in which the single bird is fastened, and it would only be an amusement to dispatch one every day or two, with the ship's position, &c., as by this simple means vessels could be reported; for the birds, although encumbered still follow in the tracks of the vessel, and are not far from it. I have seen more than one with a rill of red flannel round its neck, following the vessel I was on board of, although it had not been put on by any of my crew.

"To a calm mind, I have taught by hand, by sprinkling a little fat over the side, in fact, by this mode you may single out any particular bird, for unlike any other of the feathered tribe, except the booby or penguin on shore, (or the former when on the water, and rigging at night,) they will allow themselves to be captured two or three times consecutively, if not ill-treated. I remember by an instance of this kind on board this steamer in the port of Callao, that it would only be an amusement to dispatch one every day or two, with the ship's position, &c., as by this simple means vessels could be reported; for the birds, although encumbered still follow in the tracks of the vessel, and are not far from it. I have seen more than one with a rill of red flannel round its neck, following the vessel I was on board of, although it had not been put on by any of my crew.

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"The Cape Pigeon is a very pretty bird; it is mottled, black and white, with a black cap, the black spot being oval, all under the belly and wings it is white, the head and legs black. There is another variety of an ash colour, without spots. They much resemble the common pigeon, but are much larger; they fly with swift and without any apparent exertion, and seem never to tire, for whatever race a vessel is sailing or steaming at, they fly across and across the wake, and follow day and night for hundreds of leagues. I have never met them north of the line.

"GEORGE PEACOCK,  
"Marine Superintendent."

The long-expected match made by Mr. Bragg, the proprietor of the North Star Inn, at Slough, with a sporting character at Windsor, for a considerable amount, to produce a man, within the present year, who would run eleven miles within a set time, and who would turnpike road, near the King's Head, at Bedford, between Slough and Hounslow. The person who was named by Mr. Bragg to perform this extraordinary feat was a celebrated runner named Maxfield, known as the "North Star," who, in May last, accomplished twenty miles in one hour fifty-eight minutes and thirty seconds. The present match was performed over one mile ground, in which, of course, there were no less than ten turns. This was considered to be rather to the disadvantage of the runner. The start took place between three and four o'clock. The result was that the "North Star" gallantly won the match; but with only seventeen seconds to spare.—*London Mail*, December 8.

## TO THE PUBLIC.

SUBSCRIBERS to this Journal, paying in advance, are reminded that they are only entitled to ten per cent. discount on paying punctually in advance at the commencement of the quarter. Persons wishing to decline any pay arrears.

FOR SALE,  
14 CASES SHEATHING COPPER  
2 cases composition nails  
27 copper rods, assorted  
GILCHRIST AND ALEXANDER,  
Lower George-street.  
April 9.  
5909

WALTHALL'S COLONIAL NEGRO-HEAD.  
Is id. FOR PAID BY THE REG.  
A T DIXON'S  
TOBACCO ESTABLISHMENT,  
540, George-street.  
5262

BARRETT'S TWIST TOBACCO.  
TOBACCONISTS, Grocers, Settlers,  
and Others, by calling at SCOTT'S,  
will be enabled to purchase the finest sample  
of BARRETT'S TWIST ever imported  
to the colony, bright in colour, free from  
mildew, and of a delicious flavour.  
5259  
522, George-street.  
5296

# HUNT'S OPORTO-BOTTLED PORT

O. GLANHAM begs particularly to call the attention of those parties who have not yet tried Hunt's Port Wine, not to lose the opportunity of purchasing, as there is but a small quantity left.  
P.S.—This wine is acknowledged by connoisseurs to be the best in the city.  
561, George-street.  
Next door to Mr. S. Lyons.  
5735

TO SHIPPERS,  
NOW LANDING,  
50 HOGSHEADS of East India  
Rum, of superior quality, from 25  
to 30 O.P.  
At GLANHAM'S,  
561, George-street.  
Next to Mr. S. Lyons.  
5736

NOW LANDING,  
A VERY Superior Batch of Sherry,  
in wood and bottle, on sale at  
GLANHAM'S,  
561, George-street.  
Next to Mr. S. Lyons.  
5737

TO GROCERS, SETTLERS, AND  
OTHERS.  
"ALFRED," T. AND CO., FINE HYSONSKIN,  
MOWBRING, 1846.  
1000 CHESTS of the above Tea,  
the finest sample in Sydney,  
equal to that approved mark.  
CHALLENGER, FINE HYSONSKIN.  
On sale at Isaac Simmons's store, Queen's  
Place, Lower George-street.  
5731

FINE WHITE RICE.  
700 BAGS of Fine White Table  
Rice, on sale at  
ISAAC SIMMONS'S,  
Queen's-place,  
Lower George-street.  
5730

TO WHALERS.  
PRIME Twofold Bay Salt Beef, in  
tires and barrels, packed with St  
Ubes Salt. On sale.  
W. S. MOUTRY,  
Duke's Wharf.  
5971

FOR SALE,  
PRIME MESS BEEF, in  
tires.  
Apply at the Office of  
A. B. SMITH AND CO.,  
Sussex-street.  
April 4.  
5828

FOR SALE,  
THE Cargo of the *Janthe*, from New  
York, consisting of:  
Tobacco, Negrohead and Cavendish  
Tins of beef and pork  
Dried apples, pickles, soap  
Potatoes, pitch, resin  
Brandy, gin, red wine  
Pilot bread, water crackers  
Bright and black varnish  
White oak pipe staves  
Champagne claret  
Stoves, for parlours and kitchens, various  
Glass lamps, &c., &c.  
WILLIAM C. BOTTS,  
Wharf, Darling Harbour.  
March 17.  
5829

SEMI-GRAND PIANOFORTE,  
WITH EVERY MODERN IMPROVEMENT,  
Manufactured by Collard and Collard,  
THE property of a gentleman about  
leaving the colony, and will be sold  
at a bargain.  
The undersigned will guarantee it perfectly  
sound, having originally sold it  
F. ELLARD,  
Music Saloon,  
George-street.  
5809

HOODED STANHOPE FOR SALE  
FOR SALE, a Hooded Stanhope, with  
patent axles, well adapted for the  
medical profession. To be seen at J. Allen's,  
Coach Builder, Drury-street.  
5829

TO SHIPPERS OF STOCK TO NEW  
ZEALAND.  
FOR SALE, 270 MAIDEN EWES.  
For price and particulars apply to A. B.  
at the Office of R. Ramsay, sen., and Co.,  
An early application is requested, as these  
sheep are now in the neighbourhood of Syd-  
ney, and if not sold within a few days will  
be sent back into the country.  
5830

FOR SALE by private Contract,  
4100 sheep, now running at Beluina  
River, in the district of Wallingford, and  
burdened given in; or cattle will be taken  
in exchange, with stations. The wool of  
these sheep fetched 17d. per pound in Sydney  
last year. Apply to Joseph Collard, Mount  
Victoria, Bathurst Road, if by letter.  
5831

FOR SALE, or TO LET for the ensuing  
season, the high-class Arab  
SIR HENRY.  
late the property of the Governor-General of  
India, just imported per *Orwell*.  
Sir Henry was purchased for 3000 rupees,  
and sent round from Bombay for the Gov-  
ernor-General's use. It is a blood bay, with  
black points, 5 years old, 14 1/2 inches  
high, and a model of power and symmetry.  
He was forwarded with five other first-rate  
horses from Calcutta, by C. Bury, Esq.,  
B.C.S., and is parted with from the success-  
ful issue of the shipment having provided his  
proprietor with more stallions than are suffi-  
cient for his stud. Sir Henry may be seen  
at Mr. T. Jones's stables, Hunter-  
street; and further particulars may be ob-  
tained on application to the undersigned,  
addressed post-paid to Mrs. Burns's lodgings,  
Macquarie place.  
R. B. DAWSON.  
Sydney, April 8.  
5832

TO BE SOLD BY PRIVATE CON-  
TRACT.  
THREE Dwelling Houses, with the  
requisite conveniences attached to  
each, situate in Cleveland-street, Chippen-  
dale, and let to respectable and permanent  
tenants, at rents amounting to £12 per  
annum.  
The above will be sold either together or  
separately, upon any liberal terms.  
Apply to Messrs. Unwin and Elliott, Soli-  
citors, Pitt-street, Sydney.  
5908

THE undersigned are Cash buyers of  
Wool, Tallow, Hides, &c.  
SWAIN, WEBBS, AND CO  
Harrington-street.  
5833

HORSES FOR THE INDIAN  
MARKET.  
THE undersigned is instructed to pur-  
chase a lot of really choice Colts for  
the above market.  
No applications will be attended to unless  
the animals are of good and suitable descrip-  
tion.  
Apply between the hours of eight and nine  
in the morning, to Mr. W. Drake, Dixon's  
Mill, Sussex-street.  
5845

HORSES FOR THE INDIAN ARMY.  
PURCHASING has for the present  
ceased at Buncrabbies, but will re-  
commence early in June next; of this due  
notice will be given.  
ARTHUR NORT DALLAS,  
H. E. I. C. Dept., Buncrabbies,  
March 21.  
5747

NOTICE.  
IF REBECCA WALKER, who came  
to the colony in May, 1841, per ship  
*Creder*, should see this, and write to Samuel  
Walker, of Wellington, who will hear of  
her, should she be in the colony.  
April 6.  
5896

# DISSOLUTION OF PARTNERSHIP

THE partnership hitherto existing  
under the firm and title of "Gill and  
White," is this day dissolved by mutual con-  
sent. All parties having claims against the  
estate are requested immediately to forward  
them to Mr. J. Gill, of Bickham; and all  
outstanding debts are requested to be paid to  
the same party, whose written receipt will be a  
sufficient discharge.  
JOHN GILL,  
Bickham, April 1.  
5834

MY WIFE, ELLEN HARRIS, has  
absconded, and robbed me. Caution to  
the public—not to trust her harbour her on  
my account, as I will not be accountable for  
any debt she may contract.  
JOHN HARRIS,  
Kemp's Creek.  
March 2.  
5879

CAUTION.  
I HEREBY caution the public against  
giving credit to any person on my ac-  
count without my written order, as I will not  
hold myself responsible for the same.  
GEORGE SPURK,  
Brush Farm,  
Field of Mars.  
April 9.  
5895

CAUTION.  
WE, the undersigned, hereby caution  
all persons from purchasing Cattle  
from Thomas Tracy, Thomas Hayes, William  
Hoeking, and Robert Husk, the same being  
our property. The Cedar is now lying on  
my account, as I will not be accountable for  
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our property. The Cedar is now lying on  
my account, as I will not be accountable for  
any debt she may contract.  
GEORGE SPURK,  
Brush Farm,  
Field of Mars.  
April 9.  
5895

CAUTION.  
THE undersigned, hereby caution  
all persons from purchasing Cattle  
from Thomas Tracy, Thomas Hayes, William  
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# FIVE POUNDS REWARD.

WHEREAS, a Bay Filly, two years  
old off, branded T on shoulder  
near side, the property of the undersigned,  
was stolen about six months ago, and has  
been recently recovered, having fresh brands  
over the former one, and another brand on  
the off shoulder. I hereby offer a reward of  
five pounds to any party giving such infor-  
mation as will lead to the conviction of the  
person or persons who stole the same and  
caused my brand to be defaced.  
THOMAS JONES.  
Bathurst, April 6.  
5898

ONE POUND REWARD.  
LOST, a cheque on the Bank of New  
South Wales, drawn by L. and S.  
Samuel, in favour of Joseph Saint, for £5,  
dated 3rd April. Any person finding the  
same will please bring it to Mr. P. J. Cohen,  
Sarson's Head, King-street.  
N.B.—Payment of the cheque is stopped.  
LOST, stolen, or strayed, from James  
Hendrickson's run, a black mare, near  
Bathurst, about twelve months since, a roan  
horse, branded JA on rear, and JCH on off  
shoulder, docked star on forehead, stands  
nearly fifteen hands high. Whoever will  
bring the same to Mr. Reid, Bathurst,  
or to William Richardson, Capertree,  
or Hartley, shall receive £5 reward if stolen,  
and £2 reward if strayed. The horse was  
bred by James Hendrickson.  
5771

BOARDING HOUSE, Watson's Bay,  
for Invalids, Families, and Select  
Parties. Conducted by Mr. and Mrs. William  
Gibson.  
Referees are kindly permitted to those  
ladies and gentlemen who have patronised  
the house.  
Letters for Mr. Gibson left at Mr. Holmes's,  
Lower George-street, will be immediately at-  
tended to.  
5712

WHARF TO LET.  
MILNE'S WHARF, adjoining the  
Gas Comp. wharf, with a good dwelling  
house, stores, and all everything for heating  
down a vessel of 800 tons.  
Apply to  
BUYERS AND LOCHHEAD,  
Harrington-street.  
5147

TO LET.  
A STORE, capable of containing 500  
tons merchandise, situate in Jamieson-  
lane. Rent moderate.  
Apply to  
JOHN STIRLING,  
Grocer,  
589, George-street.  
5908

TO LET.  
THOSE extensive stores, situate in  
Bank-street, King-street, lately occu-  
pied by Messrs. S. and A. Bryant.  
Apply at the office of  
JAMES SIMMONS,  
5907 Pitt-street, opposite the Union Bank.  
5907

TO LET.  
THE SHOP and PREMISES in George-  
street, Brickfield Hill, lately occupied  
by Mr. Street, Bookseller and Stationer,  
very suitable for that or any other business.  
The shop is fitted with counter, shelves, and  
gas complete.  
A Small Private House, in Swan-street,  
lately built. Rent moderate. Apply to Mrs.  
Bisbee.  
5785